

REFERENCE TITLE: **appeals; technical correction**

State of Arizona
House of Representatives
Forty-eighth Legislature
Second Regular Session
2008

HB 2445

Introduced by
Representative Pearce

AN ACT

AMENDING SECTION 13-4040, ARIZONA REVISED STATUTES; RELATING TO APPEALS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:
2 Section 1. Section 13-4040, Arizona Revised Statutes, is amended to
3 read:

4 13-4040. *Divestiture of jurisdiction of supreme court after*
5 *remission of minute entry and decision; exception*

6 After a certified copy of the minute entry and a copy of the decision
7 of the supreme court in a criminal appeal ~~has~~ HAVE been remitted to the trial
8 court from which the appeal was taken, the supreme court shall have no
9 further jurisdiction of the appeal, or of the proceedings thereon. All
10 orders which may be necessary to carry the decision of the supreme court into
11 effect shall be made by the court to which the copy of the minute entry and
12 decision is remitted, except when a judgment or sentence of death has been
13 affirmed on appeal after the time appointed for the execution of the sentence
14 and the supreme court has fixed a new time for execution and issued a warrant
15 to the director of the STATE department of corrections to execute the
16 sentence at the time designated in the warrant.